

Amendment No. 1 to SB1094

Beavers
Signature of Sponsor

AMEND Senate Bill No. 1094*

House Bill No. 1212

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 16, Chapter 15, Part 50, is amended by adding the following new section:

Section 16-15-5014.

(a) In order to maximize and concentrate limited prosecutorial, counseling and other social resources to victims of domestic violence, the tenth division of the Shelby County general sessions court shall serve as the domestic violence court for Shelby County.

(b) Provided that the caseload of such domestic violence court does not exceed the capacity of the tenth division to hear all such cases, the tenth division of the Shelby County general sessions court shall have exclusive jurisdiction over matters involving domestic violence, orders of protection, domestic assault and all other cases incident to domestic abuse as defined in § 36-3-601; provided, however, the tenth division may retain concurrent jurisdiction over other types of cases. The determination whether the tenth division of the Shelby County general sessions court has exceeded its capacity to hear all domestic violence cases shall be made by the presiding judge of the tenth division in consultation with the chief judge of the Shelby County general sessions court.

(c) If it has been determined pursuant to subsection (b), that the caseload of such domestic violence court exceeds the capacity of the tenth division of the Shelby County general sessions court to hear all such cases, then

such excess cases shall be distributed among the remaining divisions of the Shelby County general sessions court to be heard.

(d) Such general sessions court shall commence as the domestic violence court for Shelby County no later than September 1, 2009.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.